

CITY OF SALISBURY, MARYLAND

REGULAR MEETING

OCTOBER 24, 2011

PRESENT

*Council President Terry E. Cohen
Councilwoman Laura Mitchell
Councilman Timothy K. Spies*

*Council Vice President Deborah S. Campbell
Councilwoman Eugenie P. Shields
Mayor James Ireton, Jr.*

IN ATTENDANCE

City Clerk Brenda Colegrove, MMC, City Administrator John Pick, ICMA-CM, City Attorney Paul Wilber, Police Chief Barbara Duncan, Public Works Director Teresa Gardner, Building, Permitting and Inspections Director Bill Holland, Acting Internal Services Director Gerri Moore, Fire Chief Jeff Simpson, Community Development Director Deborah Stam, Neighborhood Services and Code Compliance Director Tom Stevenson, IT Director John Wright, Planning, Zoning and Community Development Director Jack Lenox, and interested Citizens and Members of the Press.

MEDITATION – PLEDGE OF ALLEGIANCE

The City Council met in regular session at 6:00 p.m. in Council Chambers. Council President Cohen called the meeting to order. A moment of remembrance for former County Councilman Kenneth Matthews and County Councilman Bob Caldwell and silent meditation was held followed by the Pledge of Allegiance.

PROCLAMATION – presented by Mayor James Ireton, Jr.

Mayor Ireton read a proclamation proclaiming November as “Municipal Government Works Month” in the City of Salisbury and recognized the department heads and employees attending the meeting for their service.

ADOPTION OF LEGISLATIVE AGENDA

Mr. Spies moved and Mrs. Shields seconded to adopt the legislative agenda as presented. Mrs. Mitchell requested to remove the October 10, 2011 regular meeting minutes from the Consent Agenda for discussion immediately following the Consent Agenda. The legislative agenda, as amended, was unanimously adopted.

CONSENT AGENDA – presented by City Clerk Brenda Colegrove

The Consent Agenda, consisting of the following items, was unanimously approved on a motion by Mrs. Shields and seconded by Mrs. Campbell:

- October 3, 2011 closed session minutes
- October 3, 2011 work session minutes
- Resolution No. 2111- approving the By-laws of the Retiree Health Plan Trust for the Wicomico County Board of Education, Wicomico County and the City of Salisbury
- Resolution No 2112 - accepting donation of a protective K-9 vest (approximate value of \$900) from Cathy Jo Williams of Cathy's Pet Salon, Spa and Doggie Daycare
- Resolution No. 2113 - accepting funds of \$75,000 awarded through a grant from the National Fish and Wildlife Foundation for a collaborative initiative between the City of Salisbury, the Center for Watershed Protection and the Wicomico Creekwatchers to develop a restoration implementation plan for the Wicomico River Watershed and to authorize the mayor to sign all documents necessary for the receipt of said funds – City to provide an in-kind match of \$14,000 and Wicomico Creekwatchers an in-kind match of \$10,750

OCTOBER 10, 2011 REGULAR MEETING MINUTES

Mrs. Mitchell moved and Mr. Spies seconded to approve the October 10, 2011 regular meeting minutes. Mrs. Mitchell moved to amend the third paragraph on page five by correcting the November 14, 2011 date to November 19, 2011. Mr. Spies seconded and the amendment passed unanimously. The October 10, 2011 regular meeting minutes were unanimously approved as amended.

RESOLUTION – presented by City Administrator John Pick

- Resolution No. 2114 - approving a Maryland Department of Housing and Community Development, Community Legacy grant application for funds (approximately \$159,460) to provide for Phase 2 of the Mill Street/West Main Street intersection improvements pedestrian connectivity project and to authorize the mayor to sign all documents necessary for the receipt of said funds

On a motion by Mrs. Campbell and seconded by Mrs. Shields, Resolution No. 2114 passed unanimously.

PUBLIC COMMENTS

One resident commented on the following issues:

- absence of dead bugs in the elevator light
- Johnson's Lake erosion and sediment control plan

- wells at the city park
- Library's copy of City Code
- duties of City Solicitor referenced in the City Charter

ADJOURNMENT

The meeting adjourned at 6:23 p.m.

*CITY OF SALISBURY, MARYLAND
CLOSED SESSION
OCTOBER 24, 2011*

*TIME & PLACE: 5:31 p.m., Government Office Building – Conference Room 306
PURPOSE: Consult with legal counsel and staff on pending/potential litigation
VOTE TO CLOSE: Unanimous
CITATION: Annotated Code of Maryland Sections 10-508(a)(7)(8)
PRESENT: Council President Terry E. Cohen, Council Vice President Deborah S. Campbell, Councilwoman Laura Mitchell, Councilwoman Eugenie P. Shields, Councilman Timothy K. Spies, Mayor James Ireton, Jr., City Clerk Brenda J. Colegrove, City Administrator John Pick, City Attorney Paul Wilber*

At 5:31 p.m., in an open work session of the City Council in Conference Room 306 of the Government Office Building, Mrs. Campbell moved to convene in closed session to consult with legal counsel and staff for further discussion on the next steps to take on the City's possible litigation, whether to move forward and how, as permitted under the Annotated Code of Maryland Sections 10-508(a)(7)(8). Mrs. Mitchell seconded and the vote was unanimous.

A consensus was reached by Council to move forward with the city attorney filing an appeal on behalf of the City on the various procedural and legal points. Mrs. Shields was not in agreement.

On a motion by Mr. Spies, a second by Mrs. Campbell, and by unanimous vote, the Council adjourned the closed session at 5:55 p.m. and reconvened in open session.

Brenda J. Colegrove

City Clerk

Terry E. Cohen

Council President